

MAR 07 2006

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To:	Examiner: Tung S. Lau Group Art Unit: 2863 Confirmation No.: 3813	From:	John S. Sensny
Fax:	571-273-8300	Pages:	19 (Including fax cover sheet)
Phone:		Date:	March 7, 2006
Re:	Applicants: Hiroshi Takayasu, et al. U.S. Patent Application No. 09/918,986 Filing Date: July 31, 2001 Docket: JP920000214US1 (19109)	CC	

AMENDMENT UNDER 37 C.F.R. §1.111**TRANSMITTED HEREWITH:**

1. Amendment Transmittal Letter (in duplicate);
2. Amendment under 37 C.F.R. §1.111;
3. Authorization to charge IBM Deposit Account No. 09-0457/IBM in the amount of \$200.00 for the one extra independent claim fee; and
4. Certificate of Facsimile Transmission, dated March 7, 2006 (in duplicate).

FOR:

Applicants: Hiroshi Takayasu, et al.
U.S. Patent Application No. 09/918,986
Filing Date: July 31, 2001
Docket: JP920000214US1 (19109)

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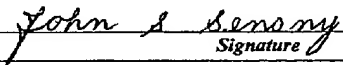
MAR 07 2006

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Hiroshi Takayasu, et al.			Docket No. JP920000214US1 (19109)	
Application No. 09/918,986	Filing Date July 31, 2001	Examiner Tung S. Lau	Group Art Unit 2863	
Invention: METHOD AND SYSTEM FOR DETERMINING THE PERFORMANCE OF DATA PROCESSING DEVICE WITH UNSYNCHRONIZED CLOCKS				
<p>I hereby certify that this <u>AMENDMENT UNDER 37 C.F.R. §1.111</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u>) on <u>March 7, 2006</u> (Date)</p> <p style="text-align: right;"><u>John S. Sensny</u> (Typed or Printed Name of Person Signing Certificate) <u>John S. Sensny</u> (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>				

P18/REV02

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AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. JP920000214US1 (19109)	
Applicant(s): Hiroshi Takayasu, et al.						
Application No. 09/918,986	Filing Date July 31, 2001	Examiner Tung S. Lau	Customer No. 23389	Group Art Unit 2863	Confirmation No. 3813	
Invention: METHOD AND APPARATUS FOR DETERMINING THE PERFORMANCE OF DATA PROCESSING DEVICE WITH UNSYNCHRONIZED CLOCKS						
<u>COMMISSIONER FOR PATENTS:</u>						
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	17 -	20 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	5 -	4 =	1	x \$200.00	\$200.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$200.00	
<input type="checkbox"/> No additional fee is required for amendment. <input checked="" type="checkbox"/> Please charge Deposit Account No. 09-0457/IBM in the amount of \$200.00 <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0457/IBM <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 Signature			Dated: March 7, 2006			
John S. Sensny Registration No. 28,757 Scully, Scott, Murphy & Presser, P.C. 400 Garden City Plaza - Suite 300 Garden City, New York 11530 (516) 742-4343			<div style="border: 1px solid black; padding: 5px;"> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date) _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence </div>			
cc: JSS:jy						

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Hiroshi Takayasu, et al.			Docket No. JP920000214US1 (19109)
Application No. 09/918,986	Filing Date July 31, 2001	Examiner Tung S. Lau	Group Art Unit 2863
Invention: METHOD AND SYSTEM FOR DETERMINING THE PERFORMANCE OF DATA PROCESSING DEVICE WITH UNSYNCHRONIZED CLOCKS			
<p>I hereby certify that this <u>AMENDMENT UNDER 37 C.F.R. §1.111</u> (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>(571) 273-8300</u> on <u>March 7, 2006</u> (Date)</p> <p><u>John S. Sensny</u> (Typed or Printed Name of Person Signing Certificate)</p> <p><u>John S. Sensny</u> (Signature)</p> <p>Note: Each paper must have its own certificate of mailing.</p>			

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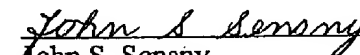
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Applicant(s):** Hiroshi Takayasu, et al.**Examiner:** Tung S. Lau**Serial No:** 09/918,986**Art Unit:** 2863**Filed:** July 31, 2001**Docket:** JP920000214US1 (19109)**For:** METHOD AND APPARATUS FOR
DETERMINING THE PERFORMANCE
OF DATA PROCESSING DEVICE WITH
UNSYNCHRONIZED CLOCKS**Dated:** March 7, 2006**Confirmation No:** 3813Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**AMENDMENT UNDER 37 C.F.R. §1.111**

Sir:

In response to the Office Action issued December 7, 2005, applicants respectfully request that the following amendments be entered into this application:

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Dated: March 7, 2006
John S. Sensny

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